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and Winston Fisher, Fisher Brothers Management Co. LLC,  
Fisher Brothers Financial and Development Company LLC*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

GEORGE JARAMILLO, II, an individual,  
  
*Plaintiff,*

v.

AREA 15 LAS VEGAS LLC, a Delaware  
Limited Liability Company, AREA 15  
GLOBAL LLC, a Delaware Limited  
Liability Company, ARNOLD FISHER, an  
Individual, KENNETH FISHER, an  
Individual, STEVEN FISHER, an  
Individual, WINSTON FISHER, an  
Individual, FISHER BROTHERS  
MANAGEMENT CO. LLC, a New York  
Limited Liability Company, FISHER  
BROTHERS FINANCIAL AND  
DEVELOPMENT COMPANY LLC, a  
New York Limited Liability Company, and  
DOES 1-50 Inclusive,

*Defendant.*

CASE NO.: 2:21-cv-00891-RFB-BNW

**STIPULATION AND ORDER FOR  
EXEMPTION FROM REQUIREMENT TO  
APPEAR AT EARLY NEUTRAL  
EVALUATION**

**(FIRST REQUEST)**

Plaintiff GEORGE JARAMILLO, II (“*Plaintiff*”), by and through his undersigned counsel  
of record, the law firms of Brown, Clark, Le, Ames, Stedman & Cevallos LLP and Kaplan Cottner,  
and Defendants AREA 15 LAS VEGAS LLC, AREA 15 GLOBAL LLC, ARNOLD FISHER  
 (“*Arnold*”), KENNETH FISHER (“*Kenneth*”), STEVEN FISHER (“*Steven*”), WINSTON

1 FISHER (“*Winston*,” and together with Arnold, Kenneth, and Steven, the “*Fisher Individuals*”),  
2 FISHER BROTHERS MANAGEMENT CO. LLC, and FISHER BROTHERS FINANCIAL AND  
3 DEVELOPMENT COMPANY LLC (collectively, “*Defendants*”), by and through their  
4 undersigned counsel of record, the law firm of Brownstein Hyatt Farber Schreck, LLP, hereby  
5 stipulate to exempt the Fisher Individuals from appearing at the Early Neutral Evaluation (“*ENE*”),  
6 pursuant to LR 16-6(e) and this Court’s Order Setting ENE (ECF No. 23), as set forth below:

7 1. On May 6, 2021, Plaintiff filed his Complaint in this Court against Defendants. *See*  
8 *generally* ECF No. 1.

9 2. On August 2, 2021, Arnold, Kenneth, and Steven (and the Fisher company  
10 Defendants), filed a Motion to Dismiss for Lack of Personal Jurisdiction Under FRCP 12(b)(2).  
11 *See* ECF No. 21.

12 3. On August 2, 2021, all Defendants also filed a Motion to Dismiss for Failure to State  
13 a Claim Under FRCP 12(b)(6). *See* ECF No. 22.

14 4. Concurrently with submitting the instant stipulation, the parties are submitting a  
15 separate stipulation to allow Plaintiff further time to respond to the above motions.

16 5. On August 2, 2021, this Court set the ENE for October 20, 2021, at 1:00 p.m. *See*  
17 ECF No. 23.

18 6. LR 16-6(e) and this Court’s Order Setting ENE require the attendance of all parties,  
19 unless exempted by this Court.

20 7. The parties have agreed to exempt the Fisher Individuals from attending the ENE,  
21 as the remaining company Defendants will be present by and through appropriate representatives  
22 that will have the necessary settlement authority, as required by this Court.

23 8. The Defendants contend that exempting the Fisher Individuals is particularly  
24 appropriate since Arnold, Kenneth, and Steven have sought dismissal on grounds of personal  
25 jurisdiction.

26 9. The instant request is timely, as the first deadline to request exemption from personal  
27 appearance at the ENE is August 17, 2021. *See* ECF No. 23, at 2:3-4.

28 10. This is the Defendants’ first request for an exemption from appearing at the ENE.

11. The parties make the instant request in good faith and without any intent to delay these proceedings.

Based on the foregoing, Plaintiff and Defendants stipulate that the Fisher Individuals need not personally appear at the ENE in this case.

DATED 11th day of August, 2021.

BROWNSTEIN HYATT FARBER SCHRECK, LLP

KAPLAN COTTNER

BY: /s/ Travis F. Chance

BY: /s/ Kory L. Kaplan

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*Attorneys for Plaintiff George Jaramillo, II*

The Fisher individuals must be available by telephone for the duration of the ENE.

IT IS SO ORDERED.

Dated August 12, 2021

  
UNITED STATES MAGISTRATE JUDGE